

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O. O. C. J.

COMPANY PEITION NO.362 OF 1985

Bhansali Steel Centre.

...Petitioner.

Versus

Nav Bharath Flange & Allied Industries P.Ltd..Respondent.

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None for the Petitioner.

None for the Respondent.

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CORAM : DR. D.Y. CHANDRACHUD, J.

June 22, 2007.

P.C.:

In an order dated 31st January 2007, Dharmadhikari, J. noted that none appeared on behalf of the Petitioner, though the present Company Petition had been admitted in 1985. This Court was not informed of whether there were settlement talks between the parties or if the proceedings which were stayed by an order of this Court, continued to remain stayed or otherwise. While observing that the Company Petition will have to be dismissed for want of prosecution, this Court recorded that it would be desirable if an advertisement is caused to be issued by the office, publishing the

proposed dismissal so that if any creditor or contributory desires to step in, he would be at liberty to do so. Subsequently on 9th March 2007, the Official Liquidator was directed to issue an advertisement out of the common fund. An affidavit of publication has now been filed by the Official Liquidator on 2nd April 2007. No creditor or contributory has come forth to seek substitution for the Petitioner in the Company Petition. In these circumstances, the Company Petition shall stand dismissed for want of prosecution.

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